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## **DEPARTMENT OF ENERGY**

### **Federal Energy Regulatory Commission**

**[Project No. 2785-092]**

### **Boyce Hydro Power, LLC; Notice Of Application Accepted For Filing And Soliciting Comments, Motions To Intervene, And Protests**

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. Application Type: Recreation Plan
- b. Project No: 2785-092
- c. Date Filed: August 16, 2016, as supplemented August 17, 2016
- d. Applicant: Boyce Hydro Power, LLC
- e. Name of Project: Sandford Water Power Project

- f. Location: The project is located on the Tittabawssee River in Midland County, Michigan.
- g. Filed Pursuant to: Federal Power Act, 16 USC 791a - 825r
- h. Applicant Contact: Frank Christie, General Manager, Boyce Hydro Power, LLC,  
6000 S. M-30, P.O. Box 15, Edenville, MI 48620,  
(989) 689-3161.
- i. FERC Contact: Mr. Mark Pawlowski, (202) 502-6052,  
mark.pawlowski@ferc.gov
- j. Deadline for filing comments, motions to intervene, and protests: September 2, 2016.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202)

502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, D.C. 20426. The first page of any filing should include docket number P-2785-092.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. Description of Request: The licensee filed a request for Commission approval of a temporary variance of the reservoir water surface elevation of the Sanford Water Power Project required by article 411 of the project's license. To facilitate repair of the Edenville dam spillway located upstream of Sandford dam, the licensee requests to draw down the Sandford reservoir 3 feet to its winter elevation of 622 feet National Geodetic Vertical Datum (NGVD) beginning September 15, 2016. Because the licensee does not anticipate completing the work by November 15, the licensee would not return to reservoir to its normal water surface elevation of 625 feet NGVD until just prior to the surface water temperature of the reservoir reaching 39 degrees Fahrenheit as required by article 411 of the license

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's website at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214, respectively. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's

Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Documents: Any filing must (1) bear in all capital letters the title “COMMENTS”, “PROTEST”, or “MOTION TO INTERVENE” as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

Dated: August 18, 2016.

Kimberly D. Bose,

Secretary.